
By: **Senator Della**

Introduced and read first time: February 17, 1999

Assigned to: Rules

Re-referred to: Economic and Environmental Affairs, February 25, 1999

Committee Report: Favorable

Senate action: Adopted

Read second time: March 23, 1999

CHAPTER _____

1 AN ACT concerning

2 **Baltimore City - Alcoholic Beverages Appeals - Remand**

3 FOR the purpose of adding Baltimore City to the list of jurisdictions in which a circuit
4 court may remand certain licensing proceedings to the local licensing board; and
5 generally relating to alcoholic beverages licensing proceedings in Baltimore City.

6 BY repealing and reenacting, without amendments,
7 Article 2B - Alcoholic Beverages
8 Section 16-101(a)
9 Annotated Code of Maryland
10 (1998 Replacement Volume and 1998 Supplement)

11 BY repealing and reenacting, with amendments,
12 Article 2B - Alcoholic Beverages
13 Section 16-101(e)(4)
14 Annotated Code of Maryland
15 (1998 Replacement Volume and 1998 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

1

Article 2B - Alcoholic Beverages

2 16-101.

3 (a) The decision of a local licensing board, in approving, suspending, revoking
4 and restricting, or refusing to approve, suspend, revoke or restrict any license, or
5 licensee, shall be subject to appeal in the manner provided in this section.

6 (e) (4) (i) If the court reverses the action of the local licensing board it
7 shall file with the papers a written statement of the reasons. The court may modify,
8 as well as affirm or reverse, the action of the local licensing board. Costs shall be
9 awarded as in other civil cases.

10 (ii) In addition to the other powers of the court provided in this
11 article, the court may remand the proceedings to the local licensing board in the
12 following [counties] JURISDICTIONS:

- 13 1. BALTIMORE CITY;
- 14 2. Carroll County;
- 15 [2.] 3. Charles County;
- 16 [3.] 4. Frederick County;
- 17 [4.] 5. Howard County;
- 18 [5.] 6. Montgomery County;
- 19 [6.] 7. Prince George's County; and
- 20 [7.] 8. St. Mary's County.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
22 October 1, 1999.